

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ROBERT GLASS,

Plaintiff,

v.

A.K. SCRIBNER et al.,

Defendants.

CASE No.: 1:05-cv-00457 LJO DLB PC

ORDER VACATING JULY 30, 2008 ORDER
AND WRIT OF HABEAS CORPUS AD
TESTICANDUM AS TO PLAINTIFF **ROBERT
GLASS**

ORDER VACATING JULY 30, 2008 ORDER
AND WRIT OF HABEAS CORPUS AD
TESTICANDUM AS TO WITNESS **DEREK
SIMMONS**

(Docs. 72, 73)

_____/

Plaintiff Robert Glass ("Plaintiff") is a state prisoner proceeding pro se and in forma pauperis in a civil rights action pursuant to 42 U.S.C. § 1983.

On July 30, 2008, the court issued an order and Writ of Habeas Corpus ad Testificandum to transport Robert Glass, commanding the Warden of California State Prison - Sacramento to produce California prisoner Robert Glass, CDCR #J-36237 in this court on August 25, 2008, to testify at trial in this action.

On July 30, 2008, the court also issued an order and Writ of Habeas Corpus ad Testificandum to transport Derek Simmons, commanding the Warden of California State Prison - Solano to produce California prisoner Derek Simmons, CDCR #E-79895 in this court on August 25, 2008, to testify at trial in this action.

///

1 On August 1, 2008, a stipulation of dismissal of this action signed by all parties was filed
2 with the court (Doc. 75).¹ Accordingly, the orders and writs issued on July 30, 2008, commanding
3 the production of inmates Robert Glass and Derek Simmons, are HEREBY VACATED.

4 IT IS SO ORDERED.

5 **Dated: August 4, 2008**

/s/ Dennis L. Beck
UNITED STATES MAGISTRATE JUDGE

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

¹ By separate order, this court shall dismiss this action pursuant to the parties' stipulation of dismissal.